



Express Mail Mailing Label No. **EL934410004US**

PATENT  
Attorney Docket No. CYM-025

RECEIVED  
MAY 21 2002  
#281500  
6-30-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: **Ostgaard et al.**  
SERIAL NO.: **09/156,952** GROUP NO.: **1743**  
FILING DATE: **September 18, 1998** EXAMINER: **Patricia K. Bex**  
TITLE: **Sample Vial For Use in Preparing Cytological Specimen**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir/Madam:

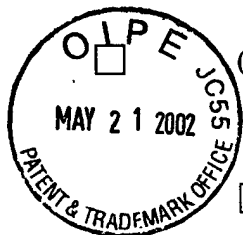
In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of the patents are enclosed.

**REMARKS**

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

RECEIVED  
MAY 24 2002  
TC 1700



- (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

### STATEMENT

As required under 37 C.F.R. 1.97(e), Applicants, through the undersigned, hereby state either that:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Brian M. Gaff, Esq.  
Attorney for Applicants  
Testa, Hurwitz, & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, Massachusetts 02110

Date: May 21, 2002  
Reg. No. 44,691

Tel. No.: (617) 310-8085  
Fax No.: (617) 790-0332  
Email: [gaff@tht.com](mailto:gaff@tht.com)

FORM PTO -1449

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: CYM-025

APPLICANTS: Ostgaard et al.

SERIAL NO.: 09/156,952

FILING DATE: 18-Sep-98 GROUP: 1743

## U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
Q	AG	4,234,539	18-Nov-80	Ginsberg et al.	422	64	23-Aug-79
	AH	4,430,299	07-Feb-84	Horne	422	64	18-Jun-81
	AI	4,705,630	10-Nov-87	Gordon et al.	210	361	06-Jun-86
	AJ	4,855,110	08-Aug-89	Marker et al.	422	102	06-May-87
	AK	4,874,582	17-Oct-89	Gordon et al.	422	102	19-Oct-87
	AL	5,039,615	13-Aug-91	Takahata	436	44	08-Apr-88
	AM	5,075,079	24-Dec-91	Kerr et al.	422	64	21-May-90
	AN	5,081,038	14-Jan-92	Sugaya et al.	436	46	19-Sep-90
	AO	5,089,229	18-Feb-92	Heidt et al.	422	64	22-Nov-89
	AP	5,094,816	10-Mar-92	Ishizaka et al.	422	66	17-Jun-91
	AQ	5,143,627	01-Sep-92	Lapidus et al.	210	767	09-Jul-90
	AR	5,151,184	29-Sep-92	Ferkany	210	514	14-Nov-90
	AS	5,164,575	17-Nov-92	Neeley et al.	235	472	23-Apr-91
	AT	5,209,903	11-May-93	Kanamori et al.	422	65	04-Sep-90
	AU	5,240,606	31-Aug-93	Lapidus et al.	210	232	28-Aug-92
	AV	5,262,049	16-Nov-93	Ferkany	210	258	28-Sep-92
	AW	5,269,918	14-Dec-93	Lapidus et al.	210	232	21-Sep-92
	AX	5,273,905	28-Dec-93	Muller et al.	435	301	22-Feb-91
	AY	5,282,978	01-Feb-94	Polk, Jr. et al.	210	767	21-Sep-92
	AZ	5,336,467	09-Aug-94	Heidt et al.	422	64	02-Jul-93
	AAA	5,356,595	18-Oct-94	Kanamori et al.	422	65	12-Nov-92
	AAB	5,374,395	20-Dec-94	Robinson et al.	422	64	14-Oct-93
Q	AAC	5,429,803	04-Jul-95	Guirguis	422	58	18-Apr-91
EXAMINER <i>Kathryn Bey</i>				DATE CONSIDERED <i>6/2/02</i>			



Sheet 2 of 2

MAY 24 2002  
TC 1700

RECEIVED

FORM PTO - 1449

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: CYM-025

APPLICANTS: Ostgaard et al.

SERIAL NO.: 09/156,952

FILING DATE: 18-Sep-98 GROUP: 1743

## U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
CB	AAD	5,439,649	08-Aug-95	Tseung et al.	422	99	29-Sep-93
	AAE	5,460,778	24-Oct-95	Macindoe, Jr.	422	63	27-Dec-93
	AAF	5,518,688	21-May-96	Gianino	422	65	06-Jun-95
	AAG	5,589,400	31-Dec-96	Hayes	436	177	18-Aug-95
	AAH	5,595,707	21-Jan-97	Copeland et al.	422	64	09-Dec-94
	AAI	5,650,327	22-Jul-97	Copeland et al.	436	46	06-Jun-95
	AAJ	5,654,199	05-Aug-97	Copeland et al.	436	46	06-Jun-95
	AAK	5,654,200	05-Aug-97	Copeland et al.	436	46	06-Jun-95
	AAL	5,670,329	23-Sep-97	Oberhardt	435	13	28-May-93
	AAM	5,676,910	14-Oct-97	Levine et al.	422	65	07-Jun-95
	AAN	5,690,815	25-Nov-97	Krasnoff et al.	210	97	13-Jul-93
	AAO	5,854,075	29-Dec-98	Levine et al.	436	46	03-Sep-97
	AAP	5,981,166	09-Nov-99	Mandecki	435	4	23-Apr-97
CB	AAQ	6,319,470 B1	20-Nov-01	Lefevre et al.	422	65	12-Aug-99

## FOREIGN PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
CB	BA	WO 99/10723	09-Apr-99	PCT			25-Aug-98	N	Y
	BB	WO 99/49295	30-Sep-99	PCT			24-Mar-98	N	Y
	BC	WO 00/62035	19-Oct-00	PCT			07-Apr-00	N	Y
	BD	EP 0 417 006 A2	13-Mar-91	EP			06-Sep-90	N	Y
	BE	EP 0 508 568 A2	14-Oct-92	EP			11-Feb-92	N	Y
	BF	EP 0 740 142 A2	30-Oct-96	EP			06-Sep-90	N	Y
CB	BG	EP 0 984 263 A1	08-Mar-00	EP			19-Jul-99	N	N

EXAMINER

*Kalts Bay*

DATE CONSIDERED

*6/6/02*